

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 3:24-cr-30

vs.

MUSTAPHA WESLEY,

District Judge Michael J. Newman

Defendant.

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**ORDER: (1) ADOPTING THE REPORT AND RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE (Doc. No. 22); (2) TERMINATING AS MOOT THE PARTIES' JOINT MOTION FOR CHANGE OF PLEA HEARING (Doc. No. 18); (3) ACCEPTING DEFENDANT'S PLEA OF GUILTY AS CHARGED IN COUNT 1 OF THE INDICTMENT; AND (4) DEFERRING THE DECISION OF WHETHER TO ACCEPT THE PLEA AGREEMENT UNTIL THE SENTENCING HEARING**

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This criminal case is before the Court on the Report and Recommendation of the United States Magistrate Judge (Doc. No. 22), recommending that the Court accept Defendant's guilty plea. There being no objections, the Court **ADOPTS** the Report and Recommendation in full. The parties' joint motion to change plea (Doc. No. 18) is **TERMINATED AS MOOT**, and the Court **ACCEPTS** Defendant's plea of guilty as charged in Count 1 of the Indictment, possession of a controlled substance, fentanyl with intent to distribute, in violation of 21 U.S.C. §§ 841 (a)(1) and 841 (b)(1)(C). The Court **DEFERS** the decision of whether to accept the plea agreement until the sentencing hearing.

**IT IS SO ORDERED.**

October 10, 2024

s/Michael J. Newman  
Hon. Michael J. Newman  
United States District Judge